

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	R.E. Wooley et al.	Attorney Docket No.: UGRF123796
Application No.:	09/955657	Art Unit: 1618 / Confirmation No.: 1163
Filed:	September 18, 2001	Examiner: Micah Paul Young
Title:	MEDICAL COMPOSITIONS, DRESSINGS AND METHODS FOR TREATING MICROBIAL INFECTIONS OF SKIN LESIONS	

RESPONSE AFTER NON-FINAL REJECTION

Seattle, Washington 98101

December 8, 2009

TO THE COMMISSIONER FOR PATENTS:

In response to the Office Action mailed July 8, 2009, please enter the following remarks.

Claims 1, 2, 5-15, 18-22, and 56-62 are present in the application and stand rejected. It is believed that Claims 1, 2, 5-15, 18-22, and 56-62 are in condition for allowance in view of the following comments. Reconsideration and favorable action are requested.

Rejection of Claims 1, 2, 5-15, 18-22, and 56-62 Under 35 U.S.C. § 103(a)

The Examiner has rejected Claims 1, 2, 5-15, 18-22, and 56-62 under 35 U.S.C. 103(a) as being unpatentable over the combined disclosures of Fischetti et al. (U.S. Patent No. 6,423,299; hereinafter "the Fischetti '299 patent") in view of Farca et al., "Potentiation of Antibiotic Activity by EDTA-Tromethamine Against Three Clinically Isolated Gram-Positive Resistant Bacteria. An In Vitro Investigation," *Veterinary Research Communications*, 18, 1994, pp. 1-6 (hereinafter "Farca et al.") and Viegas et al. (U.S. Patent No. 5,958,443; hereinafter "the Viegas '443 patent").

The Examiner has cited the Fischetti '299 patent as teaching a method of inhibiting the proliferation of bacterial infections in various locations, including burns and oral mucosa (citing the abstract, claims, and Col. 8, lines 12-35), wherein a composition comprising a chelating agent and an active antibacterial formulation is applied to the injury (citing the claims, examples, and Col. 9, line 62, through Col. 10, line 5). The Examiner has indicated that the chelating agent

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100